

## UTILITY PATENT APPLICATION TRANSMITTAL

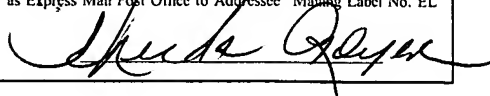
(for nonprovisional applications under 37 C.F.R. § 1.53(b))

Attorney Docket No.

702.319

CERTIFICATE OF MAILING  
37 C.F.R. 1.10

I hereby certify that this correspondence, along with any document referred to, is being deposited with the U.S. Postal Service, on February 4, 2004, in an envelope addressed Mail Stop Patent Application, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 as Express Mail Post Office to Addressee" Mailing Label No. EL 970300196 US.



TO: Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Inventor(s): Timothy L. Johnson

Title: DEVICE AND METHOD FOR SPR DETECTION IN A MODE-S TRANSPONDER  
Enclosed are:

|    |   |
|----|---|
| 22 | pages of specification  |
| 3  | pages of claims   |
| 1  | pages of Abstract   |
| 7  | sheet(s) of drawings  |
| x  | Copy of an assignment of the invention, including<br>Cover Sheet for Assignment accompanying New<br>Patent Application to: <b>Garmin International, Inc., a Kansas corporation</b>  |
| x  | Declaration/Oath of Inventor(s) <input type="checkbox"/> Newly executed <input checked="" type="checkbox"/> Copy from a prior application (for continuation/divisional)   |
| x  | Incorporation by Reference: the entire disclosure of the prior application, from which a copy of the oath or<br>declaration is supplied, is considered to be part of the disclosure of the accompanying application and is<br>hereby incorporated by reference therein. |
|    | Applicant hereby asserts status as a small entity under 37 C.F.R. § 1.27  |
|    | a small entity statement was filed in prior application; status still proper and desired.   |
| x  | Information Disclosure Statement/PTO-1449/Copies of IDS citations.  |
|    | Preliminary Amendment   |
|    | Amendment to Claims   |
|    | Cancel in this application claims * and * before calculating filing fee.  |
|    | Add claims shown on attached amendment.   |
| x  | Other: Request and Certification under C.F.R. 1.22(b)(2)(B)(i)  |

If a Continuing Application: Check appropriate box, and supply the requisite information below:

|   |              |                          |            |                          |                            |                          |  |
|---|--------------|--------------------------|------------|--------------------------|----------------------------|--------------------------|--|
| x   | Continuation | <input type="checkbox"/> | Divisional | <input type="checkbox"/> | Continuation-in-Part (CIP) | <input type="checkbox"/> | of prior application No. 10/322,911                            |
| Filing Date of Prior application: 12-18-2002                |              |                          |            |                          |                            |                          | Group Art Unit: 3662   |
| Prior application information: Examiner: Pihulic, Daniel T. |              |                          |            |                          |                            |                          | Recl/Frame of Assignment of Parent<br>Application: 013986/0098 |

## CLAIMS AS FILED

|   | NUMBER FILED | NUMBER EXTRA | RATE    | FEE    |
|---|--------------|--------------|---------|--------|
| BASIC FEE   |              |              | \$770   | \$ 770 |
| TOTAL CLAIMS  | 11 - 20 =    | 0            | X \$ 18 | \$     |
| INDEPENDENT CLAIMS  | 1 - 3 =      | 0            | X \$ 86 | \$     |
| MULTIPLE DEPENDENT CLAIM PRESENT  |              |              | \$290   | \$     |
| * Number extra must be zero or larger   |              |              |         | TOTAL  |
|   |              |              |         | \$ 770 |
| If applicant has small entity status under 37 CFR 1.9 and 1.27, then divide total fee by 2, and enter amount here: SMALL ENTITY TOTAL |              |              |         | \$     |

A check in the amount of \$ to cover the filing fee is enclosed.

Commissioner is hereby authorized to charge/credit Deposit Acct. No. 501-791 as described below. Enclosed is a duplicate of this sheet.

|   |  |
|---|--|
| X | Charge the amount of \$770.00 as filing fee.                           |
| X | Credit any overpayment.  |
| X | Charge any additional filing fees required under 37 CFR 1.16 and 1.17. |

Signature

Date

Correspondence Address:

Name: Devon A. Rolf  
GARMIN INTERNATIONAL, INC.  
1200 East 151<sup>st</sup> Street  
Olathe, Kansas 66062

Reg. No.: 35,337

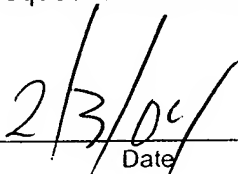
Phone: 913-397-8200  
Fax: 913-397-9079

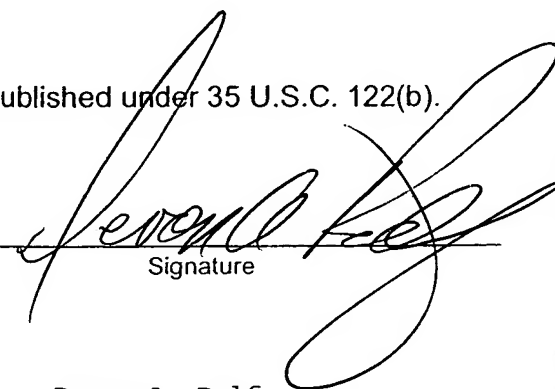
00727 U.S.PTO  
10/771782

|   |                        |  |
|---|------------------------|--|
| <b>NONPUBLICATION REQUEST<br/>UNDER<br/>35 U.S.C. 122(b)(2)(B)(i)</b> | First Named Inventor   | Timothy L. Johnson   |
|   | Title                  | Device and Method for SPR<br>Detection in a Mode-S Transponder |
|   | Attorney Docket Number | 702.319  |

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

  
 Date

  
 Signature

(913) 397-8200

Devon A. Rolf

Telephone number

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.